

**IN THE UNITED STATES DISTRICT COURT  
FOR THE MIDDLE DISTRICT OF NORTH CAROLINA  
Civil Action No.1:17-cv-01037**

<b>FARM LABOR ORGANIZING</b>	)	
<b>COMMITTEE, et al.</b>	)	
	)	
<b>Plaintiffs,</b>	)	
	)	
<b>v.</b>	)	
	)	
<b>GOVERNOR ROY COOPER, et. al.</b>	)	
	)	
<b>Defendants.</b>	)	
	)	

**PLAINTIFFS’MOTION FOR EXTENSION OF LIMITATION ON  
LENGTH OF BRIEFS**

Come now Plaintiffs Farm Labor Organizing Committee, Victor Toledo Vences, and Valentin Alvarado Hernandez, by and through their undersigned counsel, and file this motion pursuant to LR 7.3(d) to extend the limitation on length of briefs. In support of this Motion, Plaintiffs state as follows:

1. Plaintiffs filed their Complaint on November 15, 2017, alleging that Section 20.5 of North Carolina Session Law 2017-108, Senate Bill 615 (“the Farm Act”) violates the United States Constitution in multiple ways. DE 1;
2. Plaintiffs have filed their Motion for Preliminary Injunction, DE 7, and seek to file their Brief in Support of Plaintiffs’ Motion for a Preliminary

Injunction that exceeds the word limits set by Local Rule 7.3(d) by 637 words (*see* Brief in Support, filed as DE 8);

3. In their Motion, Plaintiffs seek a preliminary injunction on their claims that the Farm Act violates the First Amendment, the Equal Protection Clause of the Fourteenth Amendment, and Article 1, Section 10 (Bill of Attainder Clause) of the U.S. Constitution;

4. The Court will require a sufficient factual record to evaluate whether Plaintiffs will suffer irreparable harm if a preliminary injunction is not issued, as well as to determine whether Plaintiffs have a substantial likelihood of success on the merits;

5. This factual record includes information about the legislative history and context in which Section 20.5 was added to the Farm Act, the historical disadvantages and discrimination suffered by farmworkers, the record of animus exhibited toward Plaintiff FLOC, and the burden Section 20.5 places on the Plaintiffs' abilities to engage in constitutionally-protected activity;

6. Because this factual information is necessary for the Court to understand the context and background that is relevant to the constitutionality of Section 20.5, Plaintiffs request an extension of the word limit to 6,887 words;

7. Plaintiffs are in the process of serving Defendants. Defendants' counsel in this action have not yet entered a notice of appearance, so Plaintiffs' counsel have not been able to contact them to determine if they consent to this Motion.

WHEREFORE, Plaintiffs' Motion for Extension on Limitation on Length of Briefs should be granted.

Respectfully submitted this 20th day of November, 2017,

\_\_\_\_/s/ Kristi L. Graunke\_\_\_\_\_

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## **CERTIFICATE OF SERVICE**

I certify that on November 20, 2017, I electronically filed the foregoing with the Clerk of the Court using the CM/ECF system and mailed true copies of this motion to the following:

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